

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
ECF CASE

SOKOL HOLDINGS, INC., BRIAN SAVAGE,
and THOMAS SINCLAIR,

Plaintiffs,

Case No. 05 CV 3749 (KMW) (DF)

- against -

BMB MUNAI, INC., ALEXANDRE AGAIAN,
BAKHYTEBEK BAISEITOV, GEORGES
BENARROCH, BORIS CHERDABAYEV,
MIRGALI KUNAYEV, CREDIFINANCE
CAPITAL, INC. and CREDIFINANCE
SECURITIES, LTD.,

Defendants.

**DECLARATION OF
JAMES E. JI IN SUPPORT
OF MOTION FOR
SUMMARY JUDGMENT**

JAMES E. JI, being first duly sworn upon oath, deposes and states as follows:

1. I am a member of the Bar of this Court and an attorney at Manning Curtis Bradshaw & Bednar LLC, counsel for Defendants in this action. I submit this Declaration in support of Defendants' Motion for Summary Judgment, dated November 10, 2009. The grounds for the Motion are fully set forth in the accompanying Memorandum of Law.
2. For the Court's use in deciding this motion, I attach the following documents:

Exhibit Number & Description

- | | |
|-----|---|
| 1 | Declaration of Natalie L. Redd |
| 1-A | Sokol Holdings Inc. Business Plan of March 2003 (P00001-41) |
| 1-B | E-mail to Brian Savage from Tom Sinclair dated August 22, 2003 (P00178) |
| 1-C | E-mail to Brian Savage from Tom Sinclair dated May 20, 2003 (P00218) |
| 1-D | Credifinance Letter of Interest of April 17, 2003 (P00295) |

- 1-E BMB Press Release of August 18, 2003 (P00367-369)
- 1-F Emir-Oil LLP Share Sale-Purchase Agreement dated April 26, 2003 (P00549-571)
- 1-G Handwritten Receipt of May 12, 2003 (D27605)
- 1-H Emir-Oil LLP Share Sale-Purchase Agreement dated June 5, 2003 (D21489-514)
- 1-I Excerpts of Kazcommerts SEC Information Memorandum of February 2003 (D00000420-453)
- 1-J Excerpts of InterUnion Financial Corp. Form 10-QSB for Period Ending Dec. 31, 2002
- 1-K InterUnion Press Release of August 9, 2002
- 1-L Excerpts of Hurricane SEC Form F-10 Filed November 29, 2002
- 1-M Excerpts of Transmeridian SEC Form S-3 Filed December 1, 2004
- 1-N Excerpts of EMPS Corp. SEC Form 10-KSB for Year Ended December 31, 2002
- 1-O Excerpts of Nelsonag Annual Report of 2002
- 1-P Email from Marcus to Manning of June 1, 2009
- 1-Q Email from Sinclair to Agaian of October 3, 2003
- 2 Excerpts of Boris Cherdabayev Deposition
- 3 Excerpts of Thomas Sinclair Deposition
- 4 Excerpts of Georges Benarroch Deposition
- 5 Excerpts of Mirgali Kunayev Deposition
- 6 Excerpts of Bakhytbek Baiseitov Deposition
- 7 Excerpts of Agaian Deposition
- 8 Declaration of Toleush Tolmakov
- 8-A Map
- 9 Declaration of Nikolay Klinchev
- 10 Declaration of Knut Sovold
- 11 Declaration of Georges Benarroch
- 11-A Falcon Corporate Business Plan of May 2002
- 11-B InterUnion Private Placement Memorandum of August 2002
- 11-C InterUnion Private Placement Memorandum of September 2003
- 11-D Email from Sinclair to Smith of February 26, 2003 (D10231-32)
- 11-E Email from Sinclair to Credifinance of March 31, 2003 (D10012-54)
- 11-F BMB Munai, Inc. Form 10-QSB for Period Ending December 31, 2003 (D0001326-49)
- 12 Plaintiffs' Responses to Defendants' First Set of Interrogatories
- 13 Excerpts of Brian Savage Deposition
- 14 Transcript for TSBS-CF of August 2003
- 15 Declaration of Hasanagha Ahmadov
- 16 Declaration of Iskander Urazovich Zhanaidarov

Dated: November 10, 2009
Salt Lake City, Utah

**MANNING CURTIS BRADSHAW
& BEDNAR LLC**

/s/ James E. Ji

Brent V. Manning (admitted *pro hac vice*)
L.R. Curtis, Jr. (admitted *pro hac vice*)
Chad R. Derum (admitted *pro hac vice*)
James E. Ji (JJ 5150)
170 South Main Street, Suite 900
Salt Lake City, Utah 84101
Telephone: (801) 363-5678
Facsimile: (801) 364-5678

O'HARE PARNAGIAN LLP
Robert A. O'Hare Jr. (RO 6644)
Richard A. Menchini (RM 0657)
82 Wall Street, Suite 300
New York, New York 10005-3686
Telephone: (212) 425-1401
Facsimile: (212) 425-1421

Attorneys for Defendants

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **DECLARATION OF JAMES E. JI IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT** to be served in the method indicated below to the below-named attorneys this 10th day of November, 2009.

☐ HAND DELIVERY
☐ U.S. MAIL
☐ OVERNIGHT MAIL
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☒ USDC ECF NOTICE

Jerome M. Marcus
MARCUS & AUERBACH, LLC
400 Greenwood Avenue, Suite 200
Wyncote, PA 19095
Jmarcus@marcusauerbach.com

Attorneys for Plaintiffs

☐ HAND DELIVERY
☐ U.S. MAIL
☐ OVERNIGHT MAIL
☐ FAX TRANSMISSION
☐ E-MAIL TRANSMISSION
☒ USDC ECF NOTICE

Jacob A. Goldberg
Faruqi & Faruqi, L.L.P.
Post Office Box 30132
Elkins Park, PA 19027
jgoldberg@faruqilaw.com

Attorneys for Plaintiffs

☐ HAND DELIVERY
☐ U.S. MAIL
☐ OVERNIGHT MAIL
☐ FAX TRANSMISSION
☐ E-MAIL TRANSMISSION
☒ USDC ECF NOTICE

Jamie Rebecca Mogil
Faruqi & Faruqi, L.L.P.
369 Lexington Avenue, 10th Floor
New York, N.Y. 10017
jmogil@faruqilaw.com

Attorneys for Plaintiffs

☐ HAND DELIVERY
☐ U.S. MAIL
☐ OVERNIGHT MAIL
☐ FAX TRANSMISSION
☐ E-MAIL TRANSMISSION
☒ USDC ECF NOTICE

Thomas E.L. Dewey
Dewey, Pegno & Kramarsky, LLP
220 East 42nd Street, 33rd Floor
New York, New York 10017
tdewey@dpklaw.com

Attorneys for Plaintiffs

☐ HAND DELIVERY
☐ U.S. MAIL
☐ OVERNIGHT MAIL
☐ FAX TRANSMISSION
☐ E-MAIL TRANSMISSION
☒ USDC ECF NOTICE

Jonathan Auerbach
Marcus Auerbach & Zylstra LLC
400 Greenwood Avenue
Wyncote, PA 19095
auerbach@marcusauerbach.com

Attorneys for Plaintiffs

/s/ James E. Ji
